

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Behnaz Parhami-Seren, Michael N. Margolies, and Garner T. Hauptert, Jr.

Application No.: 09/412,268

Group Art Unit: 1642

Filed: October 5, 1999

Examiner: S. Ungar

Title: Ouabain-Specific Monoclonal Antibodies

TECH CENTER 1600/2900

FEB 06 2002

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CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>11/01/01</u>	<u>Pamela Sarno</u>
Date	Signature
<u>PAMELA SARNO</u>	
Typed or printed name of person signing certificate	

REPLY TO RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Restriction Requirement dated October 2, 2001, the claims of Group I, Claims 1-6 and 38, drawn to a monoclonal antibody and hybridoma cell line are elected, with traverse, for initial prosecution on the merits. Applicants reserve the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicants do not hereby abandon or waive any rights in the non-elected inventions.

Responsive to the requirement for an election of a first species for searching purposes, Applicants hereby elect antibody (a) 1-10 as the species. Please note that Applicants assume that there is a typographical error in the Office Action at page 5, line 1, and that the Examiner intended to indicate antibody 1-10, and not 1019. Claims readable on the elected species are Claims 1-6 and 38.

Responsive to the requirement for an election of a second species for searching purposes, Applicants hereby elect plasma.

The requirement is being traversed for the reasons set forth in detail below.

16425



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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Reply to Restriction Requirement and Preliminary Amendment for filing in the above-identified application.

[X] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL 39	MINUS * 38	1
INDEP 15	MINUS ** 15	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM		

* not fewer than 20

** not fewer than 3

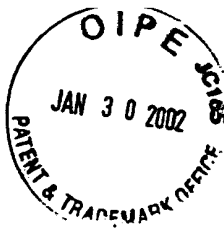
SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$ 9
X \$42	\$
+ \$140	\$

TOTAL = \$ 9

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$
X \$84	\$
+ \$280	\$

TOTAL = \$ 0

09/412,268



-2-

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Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	
<input type="checkbox"/>	Amendment Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	
	TOTAL:	\$	0

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	
<input checked="" type="checkbox"/>	Amendment Fee	\$	9
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	
	TOTAL:	\$	9

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Jacqueline M. Arendt
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Telephone (978) 341-0036
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: November 1, 2001